



RESPONSE UNDER 37 C.F.R. §1.116
EXPEDITED PROCEDURE - EXAMINING GROUP 2157

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) Duane Galensky *et al.*

Group Art Unit: 2157

Serial No.: 09/366,351

Examiner: Meky, Moustafa M.

Filed: August 2, 1999

For: WIRELESS MULTIMEDIA PLAYER

RESPONSE TO FINAL OFFICE ACTION

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

MAY 23 2003
Technology Center 2100

Sir:

In response to the Office Action mailed March 24, 2003, applicant respectfully requests reconsideration of the final rejection in view of the following remarks and the accompanying DECLARATION UNDER 37 C.F.R. §1.131.

REMARKS

I. STATUS OF THE CLAIMS

Claims 1-62 are pending in this application, with claims 1, 20 and 41 being written as independent claims. Claims 1-62 stand rejected under 35 U.S.C. §103 as being obvious based on a combination of references, including U.S. Patent No. 6,502,194 to Berman ("Berman '194 patent"). As shown in the accompanying DECLARATION UNDER 37 C.F.R. §1.131 ("RULE 131 DECLARATION"), the Berman '194 patent does not qualify as prior art to the subject matter claimed in this application. Accordingly, reconsideration and withdrawal of the rejection,